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From: Lendrum, Jacqueline M (DEC) [<mailto:jacqueline.lendrum@dec.ny.gov>]

Sent: Tuesday, January 24, 2017 1:51 PM

To: Arcaya, Alyssa <arcaya.alyssa@epa.gov>

Subject: Re: CAFO Permit language

Hello,

I am VERY happy to report that we have gotten final clearance to issue these permits tomorrow. It has been a long road but we are quite proud of the final products.

We were able to use almost every word of your suggestion -- the only change has to do with the ENB -- we can't post the actual NOI / ANMP to the bulletin but rather have to say they are available -- the bulletin doesn't work the way you suggested and the format (big paper, etc) for the ANMPs is likely to be quite variable.

I will get you copies of the pdfs once final formatting is completed (likely tomorrow a.m.). I am also happy to answer any questions you may have.

Thank you for all of your help and support throughout this process. Now on to implementation!!!

Jackie

From: Arcaya, Alyssa <arcaya.alyssa@epa.gov>

Sent: Tuesday, January 17, 2017 4:51:25 PM

To: Lendrum, Jacqueline M (DEC); Latessa, Sara H (DEC)

Cc: Eaton, Angus (DEC); Coats, Andrea; Arvizu, Christy; Saporita, Chris; Kogan, Joshua

Subject: CAFO Permit language

ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.

Hi Jackie and Sara,

Our suggested language for the “Duty to File” section is below. I hope this is helpful. Please let us know if you’d like to discuss further.

Thanks,

Alyssa

Alyssa Arcaya

Acting Chief, Clean Water Regulatory Branch

Clean Water Division, EPA Region 2

212-637-3730

A. Duty to File Notice of Intent and Annual Nutrient Management Plan (ANMP)

Every owner/operator seeking coverage under this general permit must submit to the Department a completed farm-specific Notice of Intent (NOI) and ANMP. The ANMP must contain all of the information specified in Appendix C of this general permit, which includes a CNMP certification. The completed NOI must be signed by the owner/operator and the ANMP must be signed by the owner/operator and the AEM certified planner in accordance with Part V.G. of this general permit.

Within 60 calendar days after the Department receives the completed NOI and ANMP: the NOI and ANMP will be posted on the Environmental Notice Bulletin website; the public will be afforded 30 days to comment and/or to request a hearing; and the Department will review the completed NOI and ANMP and will notify the applicant if coverage under this general permit has been approved. Coverage does not become effective unless/until approved by the Department. The owner/operator shall maintain in their on-site records a copy of all documents described in Part IV.G.1 in accordance with Part IV.I. of this general permit. In addition, the owner/operator that seeks coverage under this general permit must comply with the requirements below.